

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	:	<b>CRIMINAL NO. <u>05-630</u></b>
	:	
<b>v.</b>	:	<b>DATE FILED: <u>11/1/05</u></b>
	:	
<b>RANDY WHALEY</b>	:	<b>VIOLATIONS:</b>
	:	<b>18 U.S.C. § 922(g)(1)</b>
	:	<b>(possession of a firearm by a convicted</b>
	:	<b>felon - 1 count)</b>
	:	<b>Notice of forfeiture</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

On or about December 28, 2004, in Philadelphia, in the Eastern District of  
Pennsylvania, defendant

**RANDY WHALEY,**

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce, a firearm, that is, Smith & Wesson model #5906, 9mm handgun, serial # TDL3927, with 1 live round in the chamber and 13 in the magazine.

In violation of Title 18, United States Code, Section 922(g)(1).

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

As a result of the violation of Title 18, United States Code, Section 922(g)(1), set forth of this indictment, the defendant

**RANDY WHALEY**

shall forfeit to the United States of America, the firearm and ammunition involved in the commission of this offense, including, but not limited to:

1. A Smith & Wesson model #5906, 9mm handgun, serial # TDL3927, and  
14 live rounds of ammunition.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

**A TRUE BILL:**

\_\_\_\_\_  
**FOREPERSON**

\_\_\_\_\_  
**PATRICK L. MEEHAN**  
**UNITED STATES ATTORNEY**